



U.S. Patent Appln. No. 10/541,846  
P28202.A09.doc (11221u)

PATENT APPLICATION  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Hajo RIECK et al. )  
 ) Group Art Unit 3725  
Appln. No. : 10/541,846 )  
 ) Examiner Debra M. WOLFE  
Docket No. : P28202 )  
 ) Confirmation No. 6757  
Customer No. : 07055 )  
 )  
Filed : May 15, 2006 )  
 )  
Title : METHOD OF FIXING THE POSITION )  
 ) OF A PULL-TAB WITH A STEEP ANTI- )  
 ) ROTATION DEVICE FORMED FROM )  
 ) THE PANEL OF A SHEET METAL COVER )

INFORMATION DISCLOSURE STATEMENT

U.S. Patent and Trademark Office  
Customer Service Window, *Mail Stop Amendment*  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

Pursuant to the duty of disclosure set forth in 37 CFR §1.56 and in accordance with the provisions of 37 CFR §1.97 and §1.98, the following documents are brought to the attention of the Examiner for her consideration.

The first group of documents is brought to the attention of the Examiner for reasons cited during the prosecution of U.S. Patent No. 7,165,926 (based upon which the claims of the instant application have been rejected for double patenting in the Office action of April 11, 2007), either by the Applicants or by the Examiner:

US 3,780,902 - A (Hole et al.), issued on December 25, 1973;

US 3,782,586 - A (Brown), issued on January 1, 1974;

US 3,785,522 - A (Prayer et al.), issued on January 15, 1974;

{P28202 00235490.DOC}

US 3,967,754 - A (Ostrem), issued on July 6, 1976;  
US 4,416,389 - A (Wilkinson et al.), issued on November 22, 1983;  
US 4,455,114 - A (Zysset), issued on June 19, 1984;  
US 4,535,909 - A (Zysset), issued on August 20, 1985;  
US 4,596,342 - A (Zysset), issued on June 24, 1986;  
US 4,826,037 - A (La Croce), issued on May 2, 1989;  
US 5,129,541 - A (Voigt et al.), issued on July 14, 1992;  
US 5,494,184 - A (Noguchi et al.), issued on February 27, 1996;  
US 2006/0016815 - A1 (Rieck et al.), published on January 26, 2006;  
DE 7018731-U (Vereinigte Auminum-Werke AG), published on August 13, 1970;  
DE 7127606-U (Wehrstedt & Soehne), published on October 21, 1971;  
DE 7212780-U (Wehrstedt & Soehne), published on August 31, 1972;  
DE 7227762-U (Wehrstedt & Soehne), published on November 2, 1972;  
DE 2 008 138 (Reichert), published on September 16, 1971;  
DE 2 024 535 (Vereinigte Aluminum-Werke AG), published on December 2, 1971;  
DE 21 00 580 (Cebal GP), published on October 7, 1971;  
DE 2 256 498 (Wehrstedt & Soehne), published on November 17, 1972;  
DE 22 60 375 (Wehrstedt & Soehne), published on June 12, 1974;  
JP 8 053 131 (Mitsubishi Materials Corp.), published on February 27, 1996;

The next group of documents is brought to the attention of the Examiner as having been cited in an Office action in a counterpart foreign application:

US 3,191,564 - A (Fraze), issued on June 29, 1965;  
US 3,871,314 - A (Stargell), issued on March 18, 1975;  
US 4,535,909 - A (Zysset), issued on August 20, 1985;  
US 5,799,816 - A (Schubert), issued on September 1, 1998;

US 5,918,499 - A (Langlasse et al.), issued on July 6, 1999;

JP 9-226762 (Hokkai Can), published on September 2, 1997, with English language translation;

Container Manufacturing Standard EO-27, 63mm DIA EO. 27 END, one page, document date 10 March 1983, no known publication date;

Container Manufacturing Standard EO-38, 209 DIA E.O. 38 END, one page, document date 9 July 1981, no known publication date;

Container Manufacturing Standard EO-41, 50mm DIA EO41 END, one page, document date 18 March 1987, no known publication date.

Attached are copies of the non-English language documents, a translation of each of the non-English language documents, as well as a copy of each of the three non-patent literature documents.

With the exception of U.S. Patent No. 3,871,314-A, which was cited in a Notice of References Cited (PTO-892), attached to the Office action of April 11, 2007 in the instant application, all of the aforementioned documents are listed on an attached PTO/SB/08A form or on an attached PTO/SB/08B to permit the Examiner to indicate her consideration thereof.

JP 9-226762 is listed inasmuch as Applicants' citation in their information disclosure statement of May 15, 2007 was merely an English language abstract for JP 9-226762. Attached is a complete copy of the document, as well as a full English language translation.

Payment is being made herewith of the fee, under 37 CFR §1.17(p), specified in 37 CFR §1.97(c)(2).

The Examiner is requested to consider the cited documents and to confirm such consideration by appropriately initialing the PTO/SB/08A forms and the PTO/SB/08B form and returning a copy of the initialed forms to Applicants.

Please charge any outstanding fee required for consideration of this information disclosure statement to Deposit Account No. 19-0089.

Any comments or questions concerning this application can be directed to the undersigned at the telephone number, fax number, or e-mail address given below.

Respectfully submitted,  
Hajo RIECK et al.



James L. Rowland  
Reg. No. 32,674

August 3, 2007  
GREENBLUM & BERNSTEIN, P.L.C.  
1950 Roland Clarke Place  
Reston, VA 20191

703-716-1191 (telephone)  
703-716-1180 (fax)  
jrowland@gbpatent.com



PTO/SB/08A (04-07)

Approved for use through 09/30/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 3

**Complete if Known**

Application Number	10/541,846
Filing Date	May 15, 2006
First Named Inventor	Hajo RIECK et al.
Art Unit	3725
Examiner Name	Debra M. WOLFE
Attorney Docket Number	P28202

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 3,191,564-A	06-29-1965	Fraze	
		US- 3,780,902-A	12-25-1973	Hole et al.	
		US- 3,782,586-A	01-01-1974	Brown	
		US- 3,785,522-A	01-15-1974	Prayer et al.	
		US- 3,871,314-A	03-18-1975	Stargell	
		US- 3,967,754-A	07-06-1976	Ostrem	
		US- 4,416,389-A	11-22-1983	Wilkinson et al.	
		US- 4,455,114-A	06-19-1984	Zysset	
		US- 4,535,909-A	08-20-1985	Zysset	
		US- 4,596,342-A	06-24-1986	Zysset	
		US- 4,826,037-A	05-02-1989	La Croce	
		US- 5,129,541-A	07-14-1992	Voigt et al.	
		US- 5,494,184-A	02-27-1996	Noguchi et al.	
		US- 5,799,816-A	09-01-1998	Schubert	
		US- 5,918,499-A	07-06-1999	Langlasse et al.	
		US- 2006/0016815-A1	01-26-2006	Rieck et al.	
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
		DE-7018731-U	08-13-1970	Vereinigte Alum.-Werke AG		
		DE-7127606-U	10-21-1971	Wehrstedt & Soehne		
		DE-7212780-U	08-31-1972	Wehrstedt & Soehne		
		DE-7227762-U	11-02-1972	Wehrstedt & Soehne		
		DE-2 008 138	09-16-1971	Reichert		
		DE 2 024 535	12-02-1971	Vereinigte Alum.-Werke AG		

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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<p>Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.</p> <p>Substitute for form 1449/PTO</p> <p><b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b></p> <p><i>(Use as many sheets as necessary)</i></p>				<b>Complete if Known</b>	
				Application Number	10/541,846
				Filing Date	May 15, 2006
				First Named Inventor	Hajo RIECK et al.
				Art Unit	3725
				Examiner Name	Debra M. WOLFE
				Attorney Docket Number	P28202
Sheet	2	of	3		

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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>o</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	MM-DD-YYYY			
		DE-21 00 580	10-07-1971	Cebal GP		
		DE-2 256 498	11-17-1972	Wehrstedt & Soehne		
		DE-22 60 375	06-12-1974	Wehrstedt & Soehne		
		JP-8 053 131	02-27-1996	Mitsubishi Materials Corp		
		JP-9 226 762	09-02-1997	Hokkai Can		

Examiner Signature		Date Considered	
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		Filing Date	May 15, 2006		
		First Named Inventor	Hajo RIECK et al.		
		Art Unit	3725		
		Examiner Name	Debra M. WOLFE		
Sheet	3	of	3	Attorney Docket Number	P28202

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Container Manufacturing Standard EO-27, 63mm DIA EO. 27 END, one page, document date 10 March 1983, no known publication date.	
		Container Manufacturing Standard EO-38, 209 DIA E.O. 38 END, one page, document date 9 July 1981, no known publication date.	
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